

Deposition of Jan Malinowski

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1 UNITED STATES DISTRICT COURT
2 FOR THE DISTRICT OF SOUTH CAROLINA
3 CHARLESTON DIVISION

4 DEPOSITION OF JAN MALINOWSKI,
5 30(b)(6) PALMETTO STATE BANK

6 NAUTILUS INSURANCE COMPANY,

7 Plaintiff,

8 vs. CASE NO. 2:22-cv-1307-RMG

9 RICHARD ALEXANDER MURDAUGH, SR., CORY FLEMING,
10 MOSS & KUHN, P.A., CHAD WESTENDORF, and
11 PALMETTO STATE BANK,

12 Defendants.

13 DEPONENT: JAN MALINOWSKI

14 DATE: JUNE 30, 2023

15 TIME: 10:35 A.M.

16 LOCATION: WALKER GRESSETTE FREEMAN & LINTON
17 CHARLESTON, SC

18 REPORTED BY: RUTH MOTT, RPR, CRR
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25

1 accurate?

2 A. I have no opinion.

3 Q. This is where there will be an
4 objection, so let me go ahead and just ask the
5 question: Did the bank have discussions with
6 counsel about its potential exposure to any
7 parties relating to anybody's service as a
8 fiduciary in connection with Alex Murdaugh?

9 MR. GRESSETTE: Objection. Calls
10 for attorney-client privileged information, calls
11 for work product. It's outside the scope of the
12 noticed topics. It also implicates information
13 and deliberation during executive sessions of the
14 bank's governing committees. Furthermore, it
15 implicates trade secrets and business operation
16 information which are protected. For those
17 reasons I'm instructing the witness not to answer
18 that question.

19 MR. RANNIK: And I will just say
20 for the record so that this is clear, this
21 exhibit is one of the exhibits that was admitted
22 at the trial of Russell Laffitte. It was
23 Government's Exhibit 200, and it is a matter of
24 public record.

25 Q. When did Russell Laffitte become CEO of